## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

CLARY et al.

Appln. No. 09/765,098

Filed: 18 January 2001

ARTICULATING CHAIR

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Group Art Unit: 3722

Examiner: Peter M. Cuomo

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**RESPONSE** 

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

For:

In response to the Restriction Requirement dated 11 December 2001, the Applicant provisionally elects Group I, Figures 3-11, the claims readable thereon being claims 1, 2 and 6. The requirement for election is with traverse. Contrary to the Examiner's statement otherwise, claim 1 is considered to be generic because it reads upon all of the embodiments/features found in Figs. 3-12.

Respectfully submitted,

aKoyal Craig

Attorney for Applicant

Reg. No. 34,145

Date

Law Offices of Royal W. Craig 10 North Calvert St. Suite 153 Baltimore, MD 21202 RWC/yrp